IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE JURISDICTION

WRIT PETITION NO. 2217 OF 1988

NABISAHEB MOHAMMED SAHEB NANDANIWALE
SINCE DECEASED BY HIS HEIRS AND LEGAL
REPRESENTATIVES. ..PETITIONERS

V/S

SHAKUBAI MAHIBOOB SHAIKH ..RESPONDENTS

MR. A.P. KULKARNI I/B A.A. KUMBHAKANI FOR PETITIONERS.
MR. N.V. BANDIVADEKAR FOR RESPONDENTS.

CORAM: V.M. KANADE, J.

DATE : 17TH OCTOBER, 2007.

P.C.

1. The learned counsel appearing on behalf of the Respondent submits that the parties have settled the matter and therefore nothing survives in this Writ Petition.

2. Even otherwise the Petition filed by the Respondent being Writ Petition No. 5679 of 1987 was allowed to be withdrawn on 8-7-2003 and was disposed of accordingly.

3. In this Petition the Suit filed by the Petitioner herein was decreed and it was challenged by the

Respondent and in Appeal it was confirmed and the Appeal filed by the Respondent was dismissed by the District Court at Kolhapur. Hence in view of all these facts the Writ Petition has become infructuous in view of the subsequent events and is disposed of.

(V.M. KANADE, J)